

UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

ROBYN SMITH for DEVAN
VANBRUNT, a Minor, by his Mother and
Natural Guardian,

**Court File No.: 0:11-cv-01771
(RHK/LIB)**

Plaintiff,

v.

BLITZ U.S.A. INC., WAL-MART
STORES, INC., WAL-MART STORES
EAST, LP, WAL-MART STORES EAST,
INC., KINDERHOOK CAPITAL FUND
II L.P., and KINDERHOOK
INDUSTRIES, LLC,

Defendants.

**CERTIFICATE OF WORD COUNT COMPLIANCE FOR DEFENDANTS
KINDERHOOK CAPITAL FUND II, L.P. AND KINDERHOOK INDUSTRIES,
LLC'S MEMORANDUM OF LAW IN SUPPORT OF THEIR MOTION TO
DISMISS OR, IN THE ALTERNATIVE, TRANSFER OR, IN THE
ALTERNATIVE STAY**

My name is Seth Leventhal and I submit the following certification of word count pursuant to Local Rule 7.1(d) of the United States District Court for the District of Minnesota. The Kinderhook defendants' memorandum in support of its motion complies with the length limitation of this rule and with the type size limitation of D. Minn. L.R. 7.1(f).

Defendants' memorandum contains 7,948 words, counted by Microsoft WordTM, with footnotes included in the word count, which is within the 12,000 word limit of D. Minn. L.R. 7.1(d).

Dated: May 7, 2012

By: s/Seth Leventhal

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